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6 Attorneys for Plaintiffs ENVIRONMENTAL PROTECTION  
7 INFORMATION CENTER and AMERICAN LANDS ALLIANCE

9  
10 IN THE UNITED STATES DISTRICT COURT  
11  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 ENVIRONMENTAL PROTECTION ) Case No. C 02-2708 JCS  
14 INFORMATION CENTER and )  
15 AMERICAN LANDS ALLIANCE, )  
16 Plaintiffs, )  
17 v. )  
18 UNITED STATES FOREST SERVICE, )  
19 Defendant. )  
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**STIPULATED AGREEMENT  
AND [PROPOSED] ORDER AS  
TO ATTORNEYS' FEES AND  
COSTS**

1       In the interests of judicial economy, to avoid litigating a request for attorneys' fees and  
2 costs, the parties hereby stipulate and agree as follows:

- 3       1. Defendant will pay Plaintiffs a lump sum total of forty-nine thousand dollars  
4       (\$49,000) in full and complete satisfaction of any and all claims for attorneys' fees  
5       and costs for the remedy portion of the above captioned matter through and including  
6       the date this stipulation is approved by the Court. Payment shall be made within  
7       sixty (60) days of the date this stipulation is approved by the Court. Payment in that  
8       amount shall be made to the Stanford Legal Clinic - 559 Nathan Abbott Way,  
9       Stanford, CA 94305. Nothing in this stipulation shall be interpreted as, or shall  
10      constitute, a commitment or requirement that Defendant obligate or pay funds, or  
11      take any other action in contravention of the Anti-Deficiency Act, 31 U.S.C. § 1341,  
12      or any other applicable appropriations law.
- 13      2. Plaintiffs agree that receipt of this payment from Defendant shall operate as a release  
14      of any and all claims of attorneys' fees and costs that Plaintiffs may seek to pursue in  
15      this matter through the date of this Agreement.
- 16      3. The undersigned representatives of the parties certify that they are fully authorized  
17      by the party or parties whom they represent to enter into the terms and conditions of  
18      this Stipulated Agreement and to legally bind the parties to it.
- 19      4. This Stipulated Agreement does not constitute an admission by any party to any fact,  
20      claim, or defense on any issue in this lawsuit. Nothing in this Stipulation shall be  
21      construed as an admission that the position of the Defendant in this litigation was not  
22      substantially justified.
- 23      5. This Stipulation represents the entirety of the Parties' commitments with regard to  
24      settlement. The terms of this agreement shall become effective upon approval by the  
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1 Court of this Stipulated Agreement.  
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4 Respectfully Submitted,  
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6 Dated:  
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/s/  
Holly D. Gordon  
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Attorneys for Plaintiffs

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/s/ (as authorized 1/16/07)  
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Attorneys For Defendant

**[PROPOSED] ORDER**

IT IS HEREBY ORDERED that the foregoing proposed stipulation for attorneys' fees and costs is granted.

Dated: January 16, 2007

